

PATENT COOPERATION TREATY
09/043813
69 Rec'd PCT/PTO 29 SEP 1998

Int'l Appln. No. : PCT/CA97/00529
Applicants : Michael T. Kelly, Raymond J. Andersen, and Jeff Gerard
U.S. Appln. No. : 09/043,813
Int'l Filing Date : July 25, 1997
Title : CYCLIC DECAPEPTIDE ANTIBIOTICS

Docket No.: 850103.40301
Date of Mailing: September 29, 1998

Box PCT
Assistant Commissioner for Patents
Washington, DC 20231

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER
35 U.S.C. § 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE

Dear Sir:

In response to the "Notification of Missing Requirements" dated June 11, 1998, please find enclosed a Declaration and Power of Attorney, two (2) Verified Statements (Declarations) Claiming Small Entity Status and a copy of Form PCT/DO/EO/905 for filing in the above-referenced matter.


The enclosed Declaration and Power of Attorney contains two pages numbered "3", where each page was executed by one of the two co-inventors named on page 3 (Anderson and Gerard). The two parties named on page 3 each received a separate complete Declaration, and each party signed page 3 of the Declaration they received. Each party then returned the complete Declaration to us, and we took page 3 from each of those Declarations and attached them to pages 1 and 2 of the Declaration that was executed (on page 2) by Michael Kelly.

The surcharge for the late filing of the Declaration was paid at the time of original transmittal on March 25, 1998.

The Assistant Commissioner is authorized to charge any fees under 37 C.F.R. §§ 1.16 and 1.17 which may be required, or credit any overpayment, to Deposit Account No. 19-1090.

Respectfully submitted,

SEED and BERRY



David W. Parker
Registration No. 37,414

DWP:scc

Enclosures:

- Postcard
- Check No. 54473 for \$475
- Certificate of Mailing by Express Mail
- Copy of this Transmittal Letter
- Copy of Form PCT/DO/EO/905
- Declaration and Power of Attorney
- Two (2) Declarations Claiming Small Entity Status
- Petition for an Extension of Time (+ 2 copies)
- General Authorization

6300 Columbia Center
701 Fifth Avenue
Seattle, Washington 98104-7092
(206) 622-4900
Fax: (206) 682-6031
dwp\4316

105 Rec'd PCTO 29 SEP 1998 #5

EXPRESS MAIL NO.: EM067732753US

PATENT

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CERTIFICATE OF MAILING BY "EXPRESS MAIL"

Sir:

I hereby certify that the enclosures listed below are being deposited with the United States Postal Service "EXPRESS MAIL Post Office to Addressee" service under 37 C.F.R. § 1.10, Mailing Label Certificate No. EM067732753US, on September 29, 1998, addressed to Box PCT, Assistant Commissioner for Patents, Washington, DC 20231.

Respectfully submitted,

SEED and BERRY LLP

10/01/1998 PVQLPE 00000107 09043813

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475.00 0P


Susan C. Clingerman

DWP:scc

Enclosures:

Postcard

Check No. 54473 for \$475

Response to Notification of Missing Requirements Under 35 U.S.C. § 371
in the United States Designated/Elected Office (+ copy)

Copy of Form PCT/DO/EO/905

Declaration and Power of Attorney

Two (2) Declarations Claiming Small Entity Status

Petition for an Extension of Time (+ 2 copies)

General Authorization

dwp/4319

PATENT COOPERATION TREATY

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GENERAL AUTHORIZATION UNDER 37 C.F.R. § 1.136(a)(3)

Sir:

With respect to the above-identified application, the Assistant Commissioner is authorized to treat any concurrent or future reply requiring a petition for an extension of time under 37 C.F.R. § 1.136(a)(3) for its timely submission as incorporating a petition therefor for the appropriate length of time. The Assistant Commissioner is also authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. 19-1090.

Respectfully submitted,

SEED and BERRY LLP



David W. Parker

Registration No. 37,414

DWP:scc

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